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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/680,122	
	Filing Date	10/08/2003	
	First Named Inventor	Sergio Parolari	
	Art Unit	2631	
	Examiner Name	to be assigned	
Total Number of Pages in This Submission	12	Attorney Docket Number	2001P83138WOUS

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Signature	<i>Jacob Eisenberg</i>
Date	March 15, 2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Sergio Parolari

Art Unit: 2631

Serial No.: 10/680,122

Examiner: to be assigned

Filing Date: 10/08/2003

Atty. Docket: 2001P83138WOUS

For: Method of link adaptation in enhanced cellular systems to discriminate between high and low variability

PRELIMINARY AMENDMENT

United States Patent & Trademark Office
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Customer Window, Mail Stop Non-Fee Amendment
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INTRODUCTORY COMMENTS

Sir:

Applicants request a refund for the multiple dependent fee charged to deposit account 502464. The fee was levied against claim 15 the preamble of which, as originally filed, read as follows:

15. Method for dynamically optimizing data throughput according to the preceding claim, characterized in that said first and second weight functions assume the following expressions:

Accordingly, claim 15 depended upon "the preceding claim", namely claim 14. Therefore, claim 15 is not a multiple dependent claim and the aforementioned charge is in error. Claim 15 has been amended below to better conform with USPTO practice.

Prior to examination upon the merits, the following preliminary amendment is submitted in connection with the above identified patent application. It is respectfully requested that the present amendment to the claims be entered and considered by the Examiner.